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5 Attorneys for Petitioners  
6 24 HOUR FITNESS USA, INC. and SPORT FITNESS CLUBS OF  
7 AMERICA, INC.

8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA

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11 24 HOUR FITNESS USA, INC., a  
12 California corporation dba 24 HOUR  
13 FITNESS; SPORT AND FITNESS  
CLUBS OF AMERICA, INC., a California  
corporation dba 24 HOUR FITNESS,

14 Petitioners,

15 vs.

16 SIEGLINDE INCE,

17 Respondent.

Case No. 2:11-cv-01961-PMP-VCF

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE**

18 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Petitioners 24 HOUR FITNESS USA, INC. dba  
19 24 HOUR FITNESS and SPORT AND FITNESS CLUBS OF AMERICA, INC. dba 24 HOUR  
20 FITNESS (collectively "24 Hour Fitness") by and through their counsel of record, hereby give  
21 notice of their voluntary dismissal without prejudice of this action against Respondent, Sieglinde  
22 Ince ("Respondent"). In support of this notice, Petitioner would note that no answer or motion for  
23 summary judgment has been filed in this matter by Respondent.  
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Dated: October 5<sup>th</sup>, 2012

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Respectfully submitted,

WENDY MEDURA KRINCEK, ESQ.  
DUSTIN L. CLARK, ESQ.  
LITTLER MENDELSON, P.C.

Attorneys for Petitioners  
24 HOUR FITNESS USA, INC. and SPORT  
FITNESS CLUBS OF AMERICA, INC.

IT IS SO ORDERED.

PHILIP M. PRO  
UNITED STATES DISTRICT JUDGE  
Dated: October 9, 2012.

**PROOF OF SERVICE**

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 3960 Howard Hughes Parkway, Suite 300, Las Vegas, Nevada 89169-5937. On October 5, 2012, I served the within document(s):

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**



By CM/ECF Filing – Pursuant to FRCP 5(b)(3) and LR 5-4, the above-referenced document was electronically filed and served upon the parties listed below through the Court's Case Management and Electronic Case Filing (CM/ECF) system:

Justin P. Karczag, Esq.  
11201 S. Eastern Avenue, Suite 100  
Henderson, NV 89052

*Attorney for Respondent*

I declare under penalty of perjury that the foregoing is true and correct. Executed on October 5, 2012, at Las Vegas, Nevada.

  
Maribel Rodriguez

Firmwide: 1 484 6786.1 034670.1216